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Astorian.

COVERS THE MORNING FIELD ON THE LOWER COLUMBIA

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ASTORIA, OREGON, FRIDAY, JUNE 21, 1907.

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SCHMITZ IS INCURABLE

Imprisonment Will Cause His Death.

CONSPIRACY ALLEGED

Schmitz's Attorneys Assert that Spreckels and Others Want Control of City.

WRIT OF HABEAS CORPUS

Lawyers Ask For Schmitz' Release On Writ of Habeas Corpus On the Ground That He Is Deprived of His Liberty Without Due Process of Law.

SAN FRANCISCO, June 20.—Mayor Schmitz' attorneys late this afternoon applied to the district court of appeals for the release of the Mayor on bail by a writ of habeas corpus. Sixteen showings are made in the petition and at least one of them is decidedly sensational. In it, it is declared by his attorneys, that the Mayor is suffering from an incurable disease and that imprisonment in the jail will cause his death.

It is understood the disease with which the Mayor is affected is an affection of the kidneys and that it has advanced to a serious stage. The petition alleges that the section of the penal code under which the Mayor was ordered into custody, is unconstitutional in that the petitioner is deprived of his liberty without due process of law.

The petition further alleges that the imprisonment of Mayor Schmitz is in furtherance of a conspiracy by Rudolph Speckels and others, through their coercive power over the board of supervisors, who have confessed their guilt of bribery, to usurp the office of the Mayor and to secure full political control of the affairs of San Francisco.

RECOVERS FORTUNE.

Slocum Inheritance Is Finally To Be Turned Over To Heirs.

CHICAGO, June 20.—A dispatch to the Tribune from Ludington, Miss., says:

After being deprived of his inheritance for more than half a century, Dr. Franklin Slocum, a prominent physician of this city, left yesterday for Washington, D. C., to conclude final arrangements through Baron Rosen, the Russian ambassador to the United States for the recovery of his father's fortune, which amounts now to more than \$1,000,000. The story of the seizure of the Slocum fortune, the original amount of which was about \$275,000, goes back to the time of the famous Russian uprising in 1849. At that time the elder Slocum was an importer of silk and tea from China and Japan, doing business in Moscow.

Incensed by the excessive importation duties exacted from them by the Russian government, a number of importers, including Slocum, made personal remonstrance to the Czar with the result that they and their families were banished from the country and one-half of their property seized by the government to be held in trust for their heirs.

RUSSIAN POLITICS.

Leader Returns To Incite People Facing Sure Arrest.

ST. PETERSBURG, June 20.—J. A. Alexinsky, one of the Social Democratic leaders in the late lower House of Parliament, who attended the London conference, has arrived here from Switzerland by way of Finland, voluntarily facing almost certain arrest and long imprisonment in response to the call of his party. He crossed and frontier unnoticed and thus far has escaped the attention of the police. M. Alexinsky plans to visit the factory districts,

addressing secret meetings, and as the enthusiasm of the workers whom he is immensely popular, a continuance of the strike, which the government. He said today, "I am fully expected to be arrested, but if he could keep out of the hands of the police even for a week, he would consider the sacrifice well paid. M. Alexinsky is an exponent of extreme measures, and his return has greatly strengthened the movement for a general strike, upon which the Social Democrats are still undecided. He holds that the government by arresting Social Democratic representatives has declared war upon the working classes and that it is necessary to reply by any means at the disposal of the proletariat."

VISITS SOUTHWEST.

British Ambassador Enthusias Over the Sights In Southwest.

NEW YORK, June 20.—The Hon. James Bryce, British ambassador to the United States, is, according to the friends of President A. J. Davidson of the St. Louis & San Francisco Railroad, who has been traveling through Kansas, Oklahoma, and the Indian Territory with Minister Bryce learning more about the southwest than is involved in the study of Indians.

The Agricultural Department of that part of the country and the influx of population have aroused his keenest interests. Mr. Bryce is quoted as saying:

"The southwest possesses the agricultural wealth of France, the rural beauties of England and the tinted azure skies of Italy."

STEAMER ON ROCKS.

HOLYHEAD, Wales, June 20.—For half an hour today the Irish steamer Anglia, with five hundred passengers, was fast on a submerged rock, which she struck in a thick fog. The officers maintained order with great difficulty. Life preservers were distributed and boats were lowered, but the captain got the ship off the rocks with her own steam.

FRENCH RIOTING

Troops Fire on Besieging Mobs at Narbonne.

MOBILIZATION IMPOSSIBLE

Troops Are Placed So That a General Gathering of the Populace Is Impossible—Most of Wounded Are Suffering From Gunshot Wounds or Sabre Cuts.

PARIS, June 20.—Owing to the censorship in the south, only brief items of news of the winegrowers demonstrations have reached Paris up to this afternoon. These however showed that the conflicts between troops and the mobs are more sanguinary than was at first supposed. At Narbonne, three were killed and fully a hundred soldiers and civilians including a score of women, are said to have been wounded, several fatally. The troops who were ordered to fire in the air, shot straight at the mobs besieging them in the courtyard of the subprefecture. The whole army corps has been put in motion to deal with the rebellious winegrowers, but the government claims the forces are so distributed as to isolate the different sections and render it practically impossible to effect a general mobilization of the disaffected people.

Narbonne is reported as presenting a remarkable spectacle. Paving stones which were used in the assault upon the troops, encumber the streets, walls were marked with bullets, windows were broken and cafes wrecked, the furniture having been used for building the barricades. Broken bottles and clubs litter the streets everywhere. Most of the wounded are suffering from gunshot wounds and sabre gashes, or fractured skulls and limbs.

FORAKER ON COLORED SOLDIERS.

XENIA, June 20.—On the campus of the Wilberforce University this afternoon, Senator Foraker discussed the matters developed by the Senatorial investigation of the Brownsville affair. Foraker paid a high tribute to the bravery of the colored soldiers in the Spanish-American war, especially the Ninth and Tenth cavalry and the 24th and 25th infantry.

PROSECUTION THROUGH

The State Closes Its Case Today.

MOVE FOR ACQUITTAL

Haywood Defense Will Move Court to Instruct for Verdict of Acquittal.

OPEN STATEMENT SATURDAY

If Court Rules Adversely On Motion of Defense Attorney Darrow Will Make the Opening Statement For The Defense on Saturday.

BOISE, June 20.—Unless there should be an unforeseen delay in securing the couple of final pieces of evidence, the state will tomorrow close its case against Haywood, whom it charges with the murder of Frank Steunenberg. This announcement was made this afternoon by Senator Borah, one of the special counsel and when Clarence Darrow of the defense took up the discussion of the arrangement of time, he made it very clear that directly after the state closed, he and his associates would move the court for instructions directing a verdict of acquittal. It is now anticipated that the state will close its case by noon. That the afternoon session will be devoted to the argument of the expected motion of the defense and if the court rules adversely on the motion, the opening statement, in behalf of Haywood, will be made, by Darrow, on Saturday.

The prosecution succeeded, today in again showing a direct connection between the store of George Pettibone, in Denver, and Orchard while at work on the Bradley crime in San Francisco and promises to make the connection with Pettibone, personally, by the handwriting experts who will be called tomorrow. The original records of the Postal Telegraph Company were produced and showed that in September and October, 1904, remittances of over \$125 were made. The first was by "J. Wolf" and the second by "P. Bone," from 1725 Stout street, Denver, the address of Pettibone's store, to "H. Green" in care of Peter L. Huff at 211 Taylor street, San Francisco. It is claimed that the handwriting in both instances is the same as in the letter Pettibone wrote to the Mutual Life Insurance Company when Orchard joined that company as a solicitor. The state also showed that while at Silver City, Idaho, in 1899, Haywood declared that Steunenberg was a tyrant and a monster, who should be exterminated and by James Kirwin, acting secretary-treasurer of the Western Federation of Miners, that Jack Simpkins and Marion Moore were members of the executive board, in 1905, and that the control of all expenditures made by the organization was vested in the president and secretary-treasurer.

For the rest, it was a day of reading with Borah as first reader. Judge Wood admitted many of the strongly worded articles in the Miners' Magazine, in which Steunenberg was bitterly denounced. These were admitted to show the animus of the Federation officials against Steunenberg, and against Justices Gabbert and Goddard, whom Orchard swore he tried many times to kill.

It was stated tonight that the prosecution has received a telegram from Denver showing the date on the draft for \$100 sent by Haywood to Simpkins was December 21, 1905. Orchard testified that an unsigned letter received by him at Caldwell after the Steunenberg murder and which was written by Pettibone, had informed him that "That had been sent to 'Jack' on December 21, 1905." The state produced the drafts sent by Haywood to Simpkins and among them was the one for \$100, sent some time in the "20's" of December, 1906, but the particular day had been cut out by the perforator used on the draft. The detectives traced the \$100

draft and a telegram from the Denver State Bank records show that December 21st was the date of issue.

KENTUCKY CONVENTION.

Republicans Nominate State Ticket and Endorse Roosevelt's Policies.

LOUISVILLE, Ky., June 20.—"We approve the policies and commend the ability, courage, and integrity of President Roosevelt, and his administration, and, without expressing preference for any candidate, favor the selection by the national convention for President, one in full accord with those policies and who will energetically carry them out into the interest of all the people." This plank formed the sole contribution made to national politics by the Kentucky Republicans at their convention which lasted into the early hours today. The delay was occasioned by balloting for minor state officers. The choice of the convention for Governor Augustus E. Willson, being unanimous. The full ticket is as follows:

Lieutenant-Governor, W. H. Cox, Massville; attorney-general, Judge Jas. H. Breathitt, Hopkinsville; auditor, S. P. James Harvordsburg; secretary of state, Benj. H. Bruner, Munfordville; treasurer, Chapman S. Farley, Paducah; superintendent of public instruction, J. G. Crabbe, Ashland; clerk of the court of appeals, N. Adams, London; commissioner of agriculture, N. T. Rankin, Jackson.

U. OF C. DINNER.

NEW YORK, June 20.—The Sons of the University of California Club will give a dinner tonight at the Hotel Lafayette in honor of President Benjamin Ide Wheeler, of the University of California to leave the University and accept the presidency of the Massachusetts Institute of Technology. President Wheeler will address the diners.

TORNADO IN CHILL.

VALPARAISO, June 20.—A tornado from the Andes has devastated the copper mine works at El Tentiente. Five men were killed and a number injured.

PARALYZE TRAFFIC

Frisco Operators to Strike Unless Demands are Granted.

CRISIS WILL COME TODAY

A Series of Local Strikes Will Be Called Throughout the Country Which Will Paralyze Traffic—Operators Will Bring the Matter Before Congress.

SAN FRANCISCO, June 20.—The Chronicle will say tomorrow, in substance:

A crisis has been reached in the fight between the Telegraphers' Union and the Western Union and a strike will be declared in this city tomorrow, unless the demands of the local union are met by the company. Sam Small, the president of the union, is in this city and will have personal charge of the fight. A committee of the union called on Superintendent Jaynes of the Western Union this afternoon but carrying out the policy of the company from the very start, he refused to see them as members of the union, although he was willing to meet them as employees of the company. To this the committee would not consent, as the operators are determined to make a fight on the union question. A meeting of the union was held in Oakland tonight, at which the committee reported it's failure to secure a hearing. A new committee of five was named, which will again call on Jaynes, tomorrow, and demand a hearing. If this is refused a strike will be called as soon as the leaders can get in touch with the operators which will not take long.

The demands of the union are for an advance of 25 per cent, which is intended to be only temporary and in effect only during the present period of high prices following the fire. This demand is purely local, affecting only the operators in San Francisco and Oakland. The first, which will open here tomorrow is merely an open skirmish in the greater battle, which the operators will wage throughout the country.

President Small said tonight: "Our plans are fully prepared and we will carry the fight through the halls of Congress, before we are through. We

LONE BANDIT AT WORK

Two Wawona Stages Were Heldup.

NOTORIOUS BLACK KID

Compelled Passengers to Alight and Deliver up Jewelry and Cash.

USED WOMAN AS A SHIELD

Bandit Compelled Woman to Stand Behind Him As a Rear Guard While Her Husband Passed the Hat—Helps Himself to Peaches, Potatoes and Crackers.

WAWONA, Cal., June 20.—Two of the regular stages from Raymon, bound for Wawona were held up and sixteen passengers relieved of their valuables yesterday by the "Black Kid," the notorious lone bandit of this section. Yesterday afternoon in the locality of his former successes, the bandit stood at the side of the road with a 44 Winchester rifle leveled at Archie Turner, the driver. He called upon Turner to hold up and then commanded the passengers to put up their hands. He waited until the second stage appeared when he commanded all of its passengers to alight and hold up their hands. The bandit singled out Francis S. Eaton, of Boston, to pass the hat, demanding of the frightened passengers their purses and watches. After having made the collection Eaton was compelled to tie the wealth, consisting of jewelry and \$250 in a handkerchief and pass it over to the robber. While the collecting process was going on the robber compelled Mrs. Eaton to stand behind him thus using her as a shield for any attack from the rear. While waiting for the second stage and when the collection was going on the bandit talked pleasantly to the driver. The robber helped himself to some peaches, potatoes and crackers from the stage, remarking that he had a hard night before him. When he finished, the general holdup and replenishing of his stock of foodstuffs, he ordered the passengers back into the stages and commanded the drivers to go on.

20 TO 1 SHOT WINS.

Nealon, a Western Horse, Wins Suburban Handicap.

NEW YORK, June 20.—Nealon, a western horse, owned by C. E. Durnell, and quoted at 20 to 1, won the great Suburban Handicap at Sheephead Bay, today. Montgomery was second, two lengths behind the winner with Beacon Light third, time 2:06 2-5. Electioneer, the favorite, and the heavily played Keene entries, Superman and Veil, were badly beaten. Nealon's victory was a surprise to the horsemen. It was with a rare burst of speed in the stretch that he flashed out of a winning field of 16 horses and sped across the finish line while 30,000 people cheered him as the winner of a \$20,000 prize and the highest turf honors. The distance of the Suburban Handicap is one and one-fourth miles.

do not intend to declare a general strike throughout the country, but will carry on a Guerrilla warfare which will continue until we secure justice and consideration. We will call a series of local strikes in various cities of the country which will paralyze traffic. We intend to continue fight until Congress meets and then propose to place the whole matter in the hands of the law-makers."

There is some uncertainty whether or not the Postal Company will be involved in the controversy. Local sentiment is that it will not be concerned in the trouble. It was announced, tonight that President Small stated, that at one o'clock, tomorrow, the companies must make a definite announcement of their decision.

REDUCED RATES WITHDRAWN.

Transcontinental Passenger Association Calls in Cheap Rate.

CHICAGO, June 20.—The Transcontinental Passenger Association granted low rate to the Irrigation Congress at Sacramento in July. The most important of the day's proceedings was the withdrawal from all eastern railroads, of the right to sell reduced rate tickets to California, except to railroad employees and members of a dependent family and clergymen and missionaries, but not their families. This will exclude army and navy employees, Indian school teachers, and all others who have heretofore enjoyed reduced rates.

CHICAGO THEATER FIRE.

CHICAGO, June 20.—The Olympic Theater, the oldest vaudeville house in Chicago, was practically destroyed by fire at midnight. The loss will exceed \$150,000. The fire caused a panic among the guests of the Union Hotel, which adjoins the theater. Crossed electric wires are supposed to have caused the fire. Fire Chief Moran and several of his men were hurt.

YESTERDAY'S BASEBALL SCORES.

Coast League.
At San Francisco—San Francisco 2, Los Angeles 1.
At Portland—Portland 3, Oakland 2 (11 innings).
Northwest League.
At Butte—Butte 8, Seattle 4.
At Spokane—Aberdeen 2, Spokane 3.
At Tacoma—Tacoma 4, Vancouver 1.

THE HAGUE CONFERENCE.

No Change of American Attitude On Limitation of Armaments.

THE HAGUE, June 20.—It was officially stated that General Horace Potter's reservation yesterday covering the right of the United States to present the question of the limitation of armament does not mean that the Washington government has definitely decided to raise the subject. On the contrary it is stated that there is no change in the American attitude.

LAND CONVENTION

First Public Land Convention Comes to Close.

NO RADICAL MOVES MADE

Letter Was Received From Roosevelt Saying That Government Policy Had Not Changed Toward the Actual Settlement of Public Lands.

DENVER, June 20.—The first public land convention ever held came to an end late today with the adoption of a series of resolutions which were not so radical as was expected. A letter was received from President Roosevelt and was the feature of the day's session. The resolution over which there was the most dispute read:

"We oppose any change in the existing law and custom as to the grazing of the livestock upon the public domain, outside of the forest reserves." The resolutions state that experience has demonstrated the wisdom of disposing of land to actual settlers and the people of the West are opposed to any change of this policy. The forest reserves should only be created where they do not infringe upon this policy. The resolution favors the prompt elimination from the forest reserves of all lands not timbered or suitable for reforestation or necessary for conserving the streams used for irrigation. In his letter, President Roosevelt says the advance program of the convention which has come to his hand, contains misrepresentations of the government's policy, which he wishes to correct. He says there has been no change in the policy and that the administration has steadily been and is now and will be, to promote and foster actual settling and actual homemaking on public lands in every possible way.

PLAYGROUND ASSOCIATION.

CHICAGO, June 20.—Delegates to the First National Convention Playground Association of America, began arriving here yesterday in preparation for the convention which opens today for a three days session.